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PTO/SB/31 (09-04)
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| **NOTICE OF APPEAL** FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES | Docket Number (Optional) 532412000100 |
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| | In re Application of James COLEMAN | |
| | Application Number 10/056,000 | Filed January 28, 2002 |
| | For WATER FEATURE | |
| | Art Unit 2841 | Examiner V. W. Miska |

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) $ 500.00

[x] Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: $ 250.00

[ ] A check in the amount of the fee is enclosed.

[ ] Payment by credit card. Form PTO-2038 is attached.

[x] The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

[x] The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 03-1952 ~~I have enclosed a duplicate copy of this sheet~~. Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.

[x] A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

I am the

[ ] applicant /inventor.

[ ] assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

[ ] attorney or agent of record.
Registration number _____

[x] attorney or agent acting under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34. 28,055

Signature

Barry E. Bretschneider
Typed or printed name

(703) 760-7743
Telephone number

June 9, 2005
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

[ ] *Total of 1 forms are submitted.

06/10/2005 SDENBOB1 00000151 031952 10056000

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